IN THE HIGH COURT OF JUDICATURE
AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.1940 OF 2006

Sadanand Tulshiram Patil & 7 Ors. ...Petitioners
Vs.
The State of Maharashtra ...Respondents

Mr.Anilkumar Patil for the Petitioners
Mrs. S.D. Shinde, A.P.P for the State

CORAM: SHRI J.N.PATEL &
SMT. ROSHAN DALVI, JJ.
DATED: 3RD OCTOBER, 2006

P.C.

1. The Petitioners have come to this Court for seeking quashing of the charge-sheet filed against them for having committed offences under Sections 409, 465, 467, 468, 471, 477A r.w. Section 34 of the Indian Penal Code.

2. It is the contention of the Petitioner that they have been falsely implicated in the said case without there being any iota of evidence and therefore, this is a fit case Court should quash the charge-sheet filed against them.

3. We are of the view that once the charge-sheet has been

filed the law should take its own course and there are sufficient safeguards available to a person/accused like seeking discharge particularly in the present case which is triable as a warrant case and on such application being made, the learned Judicial Magistrate, First Class can very well scan the material placed on record in the charge-sheet and decide the application in accordance with law.

4. As the Petitioners have an alternative remedy we are not inclined to entertain Petition. The Petition is dismissed with liberty to the Petitioners to seek alternative remedy.

5. The Petition is dismissed.

(SMT.ROSHAN DALVI, J.) (SHRI. J.N. PATEL, J.)